IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

FIRST APPEAL No 2131 of 2002

For Approval and Signature:

HON'BLE MR.JUSTICE A.M.KAPADIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

HIRALAL DURLABHBHAI PATEL, DECD.THRO'HIS HEIRS

Versus

DHIRAJLAL DURLABHBHAI PATEL

Appearance:

1. First Appeal No. 2131 of 2002

MR DAKSHESH MEHTA for Appellants

MR RN SHAH for Respondents

CORAM : HON'BLE MR.JUSTICE A.M.KAPADIA

Date of decision: 04/05/2005

ORAL JUDGEMENT

Mr. Dakshesh Mehta, learned advocate of the appellants, upon written instructions dated 10.4.2005 received from appellant No. 1- Lalitaben H. Patel,

states that the matter has been amicably settled between the parties, by making a written family arrangement with regard to the disputed property. He, therefore, seeks leave to withdraw the appeal.

2. Mr. R.N.Shah, learned advocate of the opponents has no objection if leave as prayed for is granted. Hence, leave to withdraw the appeal is granted. Appeal stands disposed of as it is withdrawn, with no order as to cots.

3. Communication dated 10.4.2005 sent by appellant No.1 - Lalitaben H. Patel alongwith its accompaniments, written family arrangements arrived at between the parties with respect to the suit property, shall be retained on record of the case.

(A.M.Kapadia,J)

Jayanti*